

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

May 4, 2017

The Honorable Dan Patrick  
Lieutenant Governor of Texas  
Capitol Station  
PO Box 12068  
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution

Senate Bill (SB) 2262, as Filed by Senator Charles Perry - Relating to the dissolution of the Central Colorado River Authority.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

This bill dissolves the Central Colorado River Authority (Authority); the bill specifies that not later than December 31, 2017, the Authority and Coleman County (County) shall enter into a memorandum of understanding that governs the transfer of the following by the Authority to the County: the Authority's remaining financial assets; and the Authority's remaining personal and real property; the bill amends Section 325.025(b), Government Code, by removing the Authority from the Sunset Advisory Commission's review; Chapter 8505, Special District Local Laws Code, on the Authority, is repealed; and, House Bill 4302 by Rep. Lang is the companion to this proposed bill.

Sincerely,

A handwritten signature in cursive script, reading "Cari-Michel LaCaille".

Cari-Michel LaCaille, Director  
Water Supply Division

cc: Honorable Charles Perry, Chairman, Senate Agriculture, Water, & Rural Affairs  
Committee  
Senator Charles Perry, Texas Senate

LETTER OF TRANSMITTAL  
TEXAS SENATE  
STATE OF TEXAS

SB 2262


Bill Number

TO: The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/29/2017

Date transmitted to  
Governor's Office

  
Secretary of the Senate

TO: Texas Commission on Environmental Quality  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

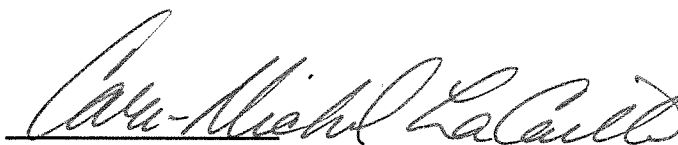
April 7, 2017

Date transmitted to  
Texas Commission on Environmental Quality

  
Governor

TO: The Honorable President of the Senate  
The Honorable Speaker of the House of Representatives  
The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.

  
Texas Commission on Environmental Quality

By: Perry

S.B. No. 2262

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the dissolution of the Central Colorado River  
3 Authority.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. DEFINITIONS. In this Act:

6 (1) "Authority" means the Central Colorado River  
7 Authority.

8 (2) "Commission" means the Texas Commission on  
9 Environmental Quality.

10 (3) "County" means Coleman County.

11 SECTION 2. MEMORANDUM OF UNDERSTANDING; TRANSFER OF ASSETS.

12 (a) Not later than December 31, 2017, the authority and the county  
13 shall enter into a memorandum of understanding that governs the  
14 transfer of the following by the authority to the county:

15 (1) the authority's remaining financial assets, after  
16 the discharge of any debts of the authority, in the form of cash,  
17 investments, and proceeds from the sale of the authority's personal  
18 property and real property, including lakes, reservoirs, dams,  
19 water rights, and other real property related to the lakes,  
20 reservoirs, or dams of the authority; and

21 (2) the authority's remaining personal property and  
22 real property, including lakes, reservoirs, dams, water rights, and  
23 other real property related to the lakes, reservoirs, or dams of the  
24 authority in the event the property does not sell before December

1 31, 2018.

2 (b) The memorandum of understanding must include:

3 (1) a timeline for the sale of the authority's personal  
4 property and real property, including the authority's lakes,  
5 reservoirs, dams, water rights, and other real property related to  
6 the lakes, reservoirs, or dams of the authority;

7 (2) the acts necessary to complete the sale of the  
8 authority's lakes, reservoirs, dams, water rights, and other real  
9 property related to the lakes, reservoirs, or dams of the authority  
10 to third parties before December 31, 2018, in accordance with state  
11 law governing the sale of property by a political subdivision of  
12 this state, including Chapter 272, Local Government Code; and

13 (3) the acts necessary to complete the transfer of the  
14 authority's lakes, reservoirs, dams, water rights, and other real  
15 property related to the lakes, reservoirs, or dams of the authority  
16 to the county in accordance with the rules of the commission, the  
17 Water Code, and other applicable law, in the event the property does  
18 not sell before December 31, 2018.

19 (c) Section 8505.107, Special District Local Laws Code,  
20 does not apply to a transfer, sale, conveyance, or owner  
21 disposition of personal or real property by the authority in  
22 accordance with the memorandum of understanding entered into under  
23 this section.

24 (d) Notwithstanding Section 81.032, Local Government Code,  
25 the county may accept the donation of:

26 (1) the authority's financial assets, including cash,  
27 investments, and proceeds from the sale of the authority's personal

1 property and real property, including lakes, reservoirs, dams,  
2 water rights, and other real property related to the lakes,  
3 reservoirs, or dams of the authority; and

4 (2) the authority's personal property and real  
5 property, including lakes, reservoirs, dams, water rights, and  
6 other real property related to the lakes, reservoirs, or dams of the  
7 authority, in the event the property does not sell before December  
8 31, 2018.

9 (e) Not later than December 31, 2018, all actions described  
10 in the memorandum of understanding entered into under this section  
11 must be completed.

12 SECTION 3. DISSOLUTION OF DISTRICT. After the completion  
13 of the activities in the memorandum of understanding described by  
14 Section 2 of this Act, the authority is dissolved.

15 SECTION 4. AMENDMENT. Section 325.025(b), Government Code,  
16 is amended to read as follows:

17 (b) This section applies to the:

18 (1) Angelina and Neches River Authority;

19 (2) Bandera County River Authority and Groundwater  
20 District;

21 (3) Brazos River Authority;

22 (4) ~~Central Colorado River Authority,~~

23 ~~[(5)]~~ Guadalupe-Blanco River Authority;

24 (5) ~~[(6)]~~ Lavaca-Navidad River Authority;

25 (6) ~~[(7)]~~ Lower Colorado River Authority;

26 (7) ~~[(8)]~~ Lower Neches Valley Authority;

27 (8) ~~[(9)]~~ Nueces River Authority;

- 1           (9) [~~(10)~~] Palo Duro River Authority of Texas;
- 2           (10) [~~(11)~~] Red River Authority of Texas;
- 3           (11) [~~(12)~~] Sabine River Authority of Texas;
- 4           (12) [~~(13)~~] San Antonio River Authority;
- 5           (13) [~~(14)~~] San Jacinto River Authority;
- 6           (14) [~~(15)~~] Sulphur River Basin Authority;
- 7           (15) [~~(16)~~] Trinity River Authority of Texas;
- 8           (16) [~~(17)~~] Upper Colorado River Authority; and
- 9           (17) [~~(18)~~] Upper Guadalupe River Authority.

10           SECTION 5. REPEALER. Chapter 8505, Special District Local  
11 Laws Code, is repealed.

12           SECTION 6. NOTICE. (a) The legal notice of the intention  
13 to introduce this Act, setting forth the general substance of this  
14 Act, has been published as provided by law, and the notice and a  
15 copy of this Act have been furnished to all persons, agencies,  
16 officials, or entities to which they are required to be furnished  
17 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
18 Government Code.

19           (b) The governor, one of the required recipients, has  
20 submitted the notice and Act to the Texas Commission on  
21 Environmental Quality.

22           (c) The Texas Commission on Environmental Quality has filed  
23 its recommendations relating to this Act with the governor, the  
24 lieutenant governor, and the speaker of the house of  
25 representatives within the required time.

26           (d) All requirements of the constitution and laws of this  
27 state and the rules and procedures of the legislature with respect

S.B. No. 2262

1 to the notice, introduction, and passage of this Act are fulfilled  
2 and accomplished.

3       SECTION 7. EFFECTIVE DATE.   (a)   Except as provided by  
4 Subsection (b) of this section, this Act takes effect September 1,  
5 2017.

6       (b) Sections 4 and 5 of this Act take effect January 1, 2019.

MAR 08 2017

# Standard-Times SAN ANGELO.COM

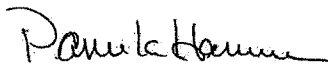
34 W. Harris Ave. • P.O. Box 5111 • San Angelo, TX 76903  
325.653.1221 • 800.588.1884

## PROOF OF PUBLICATION

STATE OF TEXAS, COUNTY OF TOM GREEN

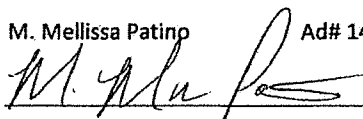
On February 24, 2017, personally appeared before me the undersigned, a Notary Public in and for said county and state, Pam Hammer – Advertising Director of the SAN ANGELO STANDARD-TIMES, a daily newspaper published in San Angelo, County of TOM GREEN, State of Texas and of general circulation in the following counties: Tom Green, Coke, Concho, Crockett, Irion, Kimble, Mason, McCulloch, Menard, Reagan, Runnels, Schleicher, Sterling, Sutton. The attached advertisement, a true copy of which is hereto annexed, was published in said newspaper in its issues thereof the following date: February 19, 2017. Subscribed and sworn to before me on February 24, 2017.





Advertising Director, San Angelo Standard-Times

M. Melissa Patino Ad# 1494348





**Abilene Reporter-News**  
**PUTTING YOUR WORLD IN YOUR HANDS.**

MAR 03 2017

STATE OF TEXAS  
COUNTY OF GENERAL CIRCULATION IN:  
TAYLOR, KNOX, STONEWALL, HASKELL, SCURRY, FISHER, JONES, SHACKELFORD,  
STEPHENS, MITCHELL, NOLAN, CALLAHAN, EASTLAND, ERATH, COMANCHE, COLEMAN,  
RUNNELS COUNTIES

AD1494426

DATE 02/28/2017

Before me, the undersigned authority, on this day personally appeared **Lee-Ann Hammit** representing the Abilene Reporter-News being by me duly sworn deposes and says that the following notice(s) published in said newspaper by:

TEXAS SUNSET ADVISORY COMMISSION

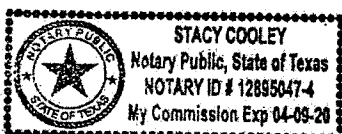
On the following

SATURDAY, FEBRUARY 18, 2017

*Lee-Ann Hammit*

Lee-Ann Hammit  
LEGAL NOTICE CLERK

Subscribed and sworn before me this 26 day of February, 2017 to certify which witness my hand and seal of office.



*Stacy Cooley*  
NOTARY PUBLIC  
My Commission Expires: 4-9-20

**Abilene Reporter-News**

101 Cypress Street • Abilene, Texas 79601  
www.reporternews.com

